

UTAH DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

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On-Premise Beer Tavern License Summary

*Note: This is general information only and should not be considered conclusive.
For further detail, please consult Title 32A of the Utah Code and the Rules of the Commission.*

A state on-premise beer retailer tavern license allows the sale of beer at retail for on-premise consumption at a tavern. The state license is in addition to any beer license required by a local government. A tavern includes the following if the revenue from the sale of beer exceeds the revenue from the sale of food (although food need not be sold in the establishment); a beer bar, a parlor, a lounge, a cabaret, or a nightclub. Only one tavern license is required for each building or resort facility owned or leased by the same applicant. Licenses run from March 1 to the last day of February. There is a quota on the number of tavern licenses of one per 22,500 people in the state. Liquor may not be stored or sold on the premises of a tavern.

Purchases of Beer

- Tavern licensees must purchase, acquire, possess for resale, or sell beer that has been lawfully purchased from a Utah wholesaler who is authorized to sell beer in the geographical area in which the tavern is located, or from a small brewer (manufactures less than 60,000 barrels per year).

Sale and Service of Beer

- Beer may be sold and served in open containers in any size not exceeding 2 liters and on draft. Beer may be sold by the pitcher (up to two liters) to two or more patrons, but may be sold to an individual patron only in a container that does not exceed one liter.
- Beer sold in sealed containers may be removed from the beer retailer's premise.

Sales and Consumption Hours

- Beer may be sold from 10 a.m. until 1 a.m.
- Taverns must remain open an extra hour after alcohol sales and service have ended to allow a patron to finish consuming any single serving of beer not exceeding 26 ounces purchased before sales ended. Taverns do not have to remain open after all patrons have vacated the premises, or during an emergency.
- *Hours of Consumption.* Consumption of alcohol in taverns is prohibited between the hours of 2 a.m. and 10 a.m.

Discounting Practices Prohibited

- Discounting practices are prohibited that encourage over-consumption of beer such as reduced prices for certain hours of the day (i.e. "happy hours"), "two for ones", free beer, all you can drink for a set price or selling at less than cost.

Consumption on the Premises

- An open container primarily used for drinking purposes and containing beer, may not be removed from the premises.

Minors

- Minors may not be employed by or allowed on the premises of a tavern.

Employees

- Any employee who sells, serves, dispenses, or handles beer must be twenty one years of age or older.
- Employees may not consume or be under the influence of alcoholic beverages while on duty.
- Servers of alcohol must wear a unique identification badge showing the employee's first name, initials, or a number assigned by the employer.
- Managers, supervisors, and employees who serve alcohol must take and pass an alcohol server training seminar every three years.

Employee Fines

- The commission is authorized to assess an administrative fine against an officer, employee, or agent of a licensee for a violation of the alcoholic beverage laws.

“Brown Bagging”

- Patrons may not bring in or store alcoholic beverages on the premises.

Advertising

- Beer advertising must comply with the guidelines in Rule R81-1-17.

Warning Sign

- Each tavern licensee shall display, in a prominent place, a sign in at least half inch bold letters stating: “Warning: Driving under the influence of alcohol or drugs is a serious crime that is prosecuted aggressively in Utah.”

Prohibited Conduct

- Lewd acts, attire, and sexually oriented conduct of employees and entertainers that are considered contrary to public welfare and morals are prohibited on the premises.

Gambling

- A tavern licensee may not engage in or permit any form of gambling on the premises.